IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

SECURITIES AND EXCHANGE **CIVIL ACTION**

COMMISSION

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TIMOTHY J. MCGEE, MICHAEL W.

ZIRINSKY, ROBERT L. ZIRINSKY, KELLIE

F. ZIRINSKY, JILLYNN ZIRINSKY,

GERALDINE A. ZIRINSKY, and MARY L.

ZIRINSKY

NO. 12-1296

ORDER

AND NOW, this 12th day of September, 2012, upon consideration of the Relief Defendant Kellie F. Zirinsky's Motion to Dismiss the Complaint and Joinder in the Motions to Dismiss Filed by Other Defendants (Document No. 38), the plaintiff's response, and after argument, it is **ORDERED** that the motion is **DENIED**.

> /s/Timothy J. Savage TIMOTHY J. SAVAGE, J.